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**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**
Docket Number (Optional)
50277-2343

Pursuant to 37 CFR 1.8(a)(1)(ii) I hereby certify that this correspondence is being transmitted to the United States Patent and Trademark Office via the electronic filing system in accordance with 37 CFR §§1.61(1)(4) and 1.8(a)(1)(i)(C) on the date indicated below and before 9:00 PM PST.

on _____

Signature _____

Typed or printed
name _____In re Application of
Benny SouderApplication Number
10/718,747Filed
11/21/2003For **AUTOMATIC AND DYNAMIC PROVISIONING
OF DATABASE**Art Unit
2162Examiner
Jean B. FleurantinApplicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ **510.00**

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____

A check in the amount of the fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 501302.

A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

applicant/inventor.

/MarcelK Bingham#42327/

Signature _____

assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)

Marcel K. Bingham

Typed or printed name _____

attorney or agent of record.

Registration number **42,327**

(408) 414-1080

Telephone number _____

attorney or agent acting under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34. _____

October 22, 2007

Date _____

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.
Submit multiple forms if more than one signature is required, see below.

*Total of **1** forms are submitted.

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.